IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

Criminal Application No.449 of 2006
in
Criminal Appeal No.1228 of 2005

Babu @ Shashikant Tukaram
Kalambe and others. .. Applicants.

vs

The State of Maharashtra. ... Respondent

Mr. A.P. Mundargi, Senior Advocate with Mr. Ganesh Gole for the applicant.
Smt V.R. Bhonsale, Addl.P.P. for the Respondent.

CORAM: V.G.PALSHIKAR,Acg C.J. ,&
SMT. NISHITA MHATRE, J.
DATE: SEPTEMBER 20, 2006.

P.C.:

Criminal Appeal No.1082 of 2005 challenges conviction of 23 accused persons under various provisions of the Criminal Code. The trial arose out of a riot between the opposing factions. The appeal has been admitted and by an order dated 2rd March, 2006, accused Nos. 16, 18 and 19 have been released on bail by this Court. Obviously it is a case arising out of political factions and all of them have been convicted with the aid of section 149 of the Indian Penal Code. In our opinion,

present accused- applicants i.e. accused Nos 4, 5, 10, 15, 17, 20, 21 and 23, are also liable to be released on bail, provided they give an undertaking in writing to the concerned Police Station that they will not enter the precincts of Raigad District, without prior permission of this court, at least for a period of two years. They be released on bail on furnishing solvent security to the satisfaction of the trial court in the sum of Rs.20,000/- each with two sureties in the like amount.

The application for bail accordingly disposed of.